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OFFICE OF PETITIONS

In re Application of   :
Yun et al.   :
Application No. 10/601,937 :DECISION GRANTING PETITION
Filed: 23 June, 2003   :
Attorney Docket No. 5649-1137 :

This is a decision on the petition filed on 22 September, 2003, requesting that the above-identified application be accorded a filing date of 23 June, 2003, instead of the presently accorded filing date of 24 June, 2003.
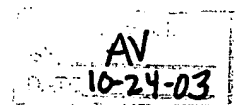
The petition is **GRANTED**.

Petitioners assert that the application was deposited in Express Mail service on 23 June, 2003. In support of petitioners' contention that the application was deposited in Express Mail Post Office to Addressee Service on 23 June, 2003, petitioners supplied, on 22 September, 2003, a tracking report printed from the USPS Internet Track & Confirm and database, which shows that a mailing bearing Express Mail Label No. EV353609729US (the same Express Mail number found on the itemized transmittal sheet filed with the original application papers located in the official file) was accepted by the USPS on 23 June, 2003.

In view of the evidence present in the file, it is concluded that the correct date of deposit in Express Mail service is 23 June, 2003.

In view of the above, the application is entitled to a filing date of 23 June, 2003.

The petition is granted. No petition fee was submitted and none is due.

The application is being returned to Office of Initial Patent Examination for reprocessing with a filing date of 23 June, 2003, not 24 June, 2003, and for issuance of a corrected Filing Receipt.

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10-24-03

Application No. 10/601,937   2

Telephone inquiries may be directed to the undersigned at 703-308-6918.

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